

STATE OF VERMONT
PUBLIC SERVICE BOARD

Docket No. 7529

Investigation into the City of Burlington Electric)
Department's tariff filing requesting an 11.33%)
rate increase, to take effect June 26, 2009)

Order entered: 7/9/2009

PREHEARING CONFERENCE MEMORANDUM AND SCHEDULING ORDER

A prehearing conference in this docket was held on July 1, 2009. Appearances were entered by William Ellis, Esq., McNeil, Leddy & Sheahan, for the City of Burlington Electric Department ("BED"), and Geoffrey Commons, Esq., for the Vermont Department of Public Service ("Department"). The parties presented a draft schedule, and discussed possible modifications to that schedule. The Department briefly discussed the scope of its investigation into BED's tariff filing. I directed BED to provide prefiled testimony to support its tariff filing.

On July 2, 2009, BED advised the Public Service Board ("Board") that it has waived the seven-month deadline for a final order pursuant to 30 V.S.A. § 227.¹ On July 7, 2009, the Department filed a joint proposed schedule reflecting the modifications discussed at the prehearing conference. I hereby adopt that schedule with some additions to provide for intervenors to have the same filing deadlines as the Department. The schedule is as follows:

July 17, 2009	Deadline for motions to intervene.
July 24, 2009	Responses to motions to intervene.
July 31, 2009	BED files testimony, exhibits, and workpapers.
August 12, 2009	Public Hearing
August 14, 2009	Department and intervenors serve first round of discovery with two-calendar-week turn-around; Depositions on mutual agreement or on a seven-calendar-day notice if agreement cannot be reached.
August 28, 2009	BED responds to first round of discovery.

1. Letter from William Ellis, Esq., to Susan Hudson, Clerk of the Board, dated July 2, 2009.

September 11, 2009 Department and intervenors serve second round of discovery.
September 25, 2009 BED responds to second round of discovery.
October 9, 2009 Department and intervenors file testimony, exhibits, and workpapers.
October 23, 2009 BED serves first round of discovery.
November 6, 2009 Department and intervenors respond to first round of discovery.
November 20, 2009 BED serves second round of discovery.
December 4, 2009 Department and intervenors respond to second round of discovery.
December 11, 2009 BED files rebuttal testimony, exhibits, and workpapers.
December 18, 2009 Department and intervenors serve first round of discovery.
December 30, 2009 BED responds to first round of discovery.

Technical hearings will be scheduled for the week of January 11, 2009. The briefing schedule will be determined after the technical hearings.

SO ORDERED.

Dated at Montpelier, Vermont, this 9th day of July, 2009.

s/Andrea McHugh
Andrea C. McHugh
Hearing Officer

OFFICE OF THE CLERK

FILED: July 9, 2009

ATTEST: s/Judith C. Whitney
Deputy Clerk of the Board

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@state.vt.us)